

SEC. 9. **Purposes.** The right of way acquired by virtue of this act may be retained for any of the purposes contemplated in the articles of incorporation of the company, but no other.

SEC. 10. **Agents.** Any of the notices aforesaid, if served on an agent of the proprietor of the land, are to have the same effect as if served upon the principal.

[45] SEC. 11. **Fees.** The sheriff and jurors are entitled to the same compensation as is provided for in other cases for similar services, and all the expenses caused by the proceedings above authorized must be borne by the company.

SEC. 12. **Take effect.** This act shall be in full force from and after its publication.

Approved, January 18, 1853.

CHAPTER 23.

REMOVAL OF RECORDS.

AN ACT to remove certain records relating to the half-breed tract in Lee county from the office of the recorder of deeds of Des Moines county to the clerk's office at Keokuk.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Transfer.** That the volume of the conveyances of lands in the half-breed reservation in Lee county, now in the office of the recorder of deeds of Des Moines county, with the indexes, be transferred to the office of the clerk of the district court at Keokuk in said Lee county, and that the said clerk be required to preserve the same in his office as a public record open for examination.

SEC. 2. **Surrender.** That the recorder of deeds of Des Moines county be, and he is hereby, required to surrender said volume of conveyances to the clerk of the aforesaid county.

Approved, January 18, 1853.

CHAPTER 24.

PRIVATE PROSECUTORS.

AN ACT to make private prosecutors liable for costs in certain cases.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. **Prosecution failing—court to award costs vs. prosecutor.** That in all prosecutions for a violation of any of the [46] penal laws in any of the courts of the state, said prosecution being at the instance of a private prosecutor, the court trying said cause, if said prosecution fails, may award costs